

A CERTIFIED TRUE COPY

OCT 18 2006

ATTEST
FOR THE JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

DOCKET NO. 1657

FILED JUDICIAL PANEL ON
U.S. DISTRICT COURT MULTIDISTRICT LITIGATION
EASTERN DISTRICT OF LA

2006 NOV -2 AM 11:39

OCT - 2 2006

FILED
CLERK'S OFFICELORETTA G. WHYTE
CLERK**BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION****IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY
LITIGATION****(SEE ATTACHED SCHEDULE)****CONDITIONAL TRANSFER ORDER (CTO-66)**

On February 16, 2005, the Panel transferred 138 civil actions to the United States District Court for the Eastern District of Louisiana for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 360 F.Supp.2d 1352 (J.P.M.L. 2005). Since that time, 4,433 additional actions have been transferred to the Eastern District of Louisiana. With the consent of that court, all such actions have been assigned to the Honorable Eldon E. Fallon.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Eastern District of Louisiana and assigned to Judge Fallon.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Louisiana for the reasons stated in the order of February 16, 2005, and, with the consent of that court, assigned to the Honorable Eldon E. Fallon.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Louisiana. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

Jeffery N. Lüthi
Jeffery N. Lüthi
Clerk of the Panel

Inasmuch as no objection is
pending at this time, the
stay is lifted.

OCT 18 2006

CLERK'S OFFICE
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATIONCLERK'S OFFICE
A TRUE COPY

NOV 13 2006

Deputy Clerk, U.S. District Court
Eastern District of Louisiana
New Orleans, LA

Fee _____
Process _____
☒ Dktd *DMC*
☒ CtRmDep *8489*
Doc. No. _____

SCHEDULE CTO-66 - TAG-ALONG ACTIONS
DOCKET NO. 1657
IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY
LITIGATION

EDLA
SEC. L/3

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>	
ALABAMA NORTHERN		
ALN 2 06-1785	Margaret D. Collins, et al. v. Merck & Co., Inc.	06-9337
ALN 4 06-1668	Robert D. Ramsey v. Merck & Co., Inc., et al.	06-9338
ALN 4 06-1793	John E. Kemp, et al. v. Merck & Co., Inc.	06-9339
ALN 5 06-1792	A. Glenn Allen, et al. v. Merck & Co., Inc.	06-9340
ALN 5 06-1794	Stanley O. Preston, et al. v. Merck & Co., Inc.	06-9341
ALN 5 06-1795	M. Linda G. Webb v. Merck & Co., Inc.	06-9342
ALN 7 06-1784	Patricia Stokes v. Merck & Co., Inc.	06-9343
CALIFORNIA EASTERN		
CAE 2 06-1957	Maximo Rivera v. Merck & Co., Inc., et al.	Opposed 10/13/06
CAE 2 06-1973	Linda Chamberlain v. Merck & Co., Inc., et al.	Opposed 10/13/06
CAE 2 06-1977	Kap Sook Choi v. Merck & Co., Inc., et al.	Opposed 10/13/06
CAE 2 06-1978	Witold Kolankowski v. Merck & Co., Inc., et al.	Opposed 10/13/06
CALIFORNIA NORTHERN		
CAN 3 06-5534	William C. Mullins v. Merck & Co., Inc., et al.	Opposed 10/13/06
CONNECTICUT		
CT 3 06-1363	Margaret A. Allahand, et al. v. Merck & Co., Inc.	06-9344
FLORIDA MIDDLE		
FLM 3 06-792	Arphine Anderson, etc. v. Merck & Co., Inc.	06-9345
FLM 3 06-798	Leo Leonard, et al. v. Merck & Co., Inc.	06-9346
FLM 8 06-1619	Vicky Larsen v. Merck & Co., Inc., et al.	06-9347
FLORIDA SOUTHERN		
FLS 1 06-22291	Lilia Fernandez v. Merck & Co., Inc.	06-9348
FLS 2 06-14214	Jack Hawkins v. Merck & Co., Inc., et al.	06-9349
FLS 2 06-14232	Donald Snapp v. Merck & Co., Inc.	06-9350
GEORGIA NORTHERN		
GAN 4 06-200	Judith Campione, et al. v. Merck & Co., Inc.	06-9351
HAWAII		
HI 1 06-487	David Shiel v. Merck & Co., Inc.	06-9352
HI 1 06-493	Michael Wall v. Merck & Co., Inc.	06-9353
IDAHO		
ID 2 06-356	Philip Ruff v. Merck & Co., Inc.	06-9354
ID 2 06-357	Elbert Pierce, et al. v. Merck & Co., Inc.	06-9355
ID 2 06-358	Kurt Williams v. Merck & Co., Inc.	06-9356
ID 2 06-375	James H. Loe v. Merck & Co., Inc.	06-9357
ILLINOIS NORTHERN		
ILN 1 06-4735	Maureen McMahon v. Merck & Co., Inc.	06-9358
ILN 1 06-4737	James Vertucci v. Merck & Co., Inc.	06-9359
ILN 1 06-4941	Demper Birdow v. Merck & Co., Inc., et al.	06-9360

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>	<u>EDLA SEC. L/3</u>
INDIANA SOUTHERN INS 1 06-1329	Eunice Bey, et al. v. Merck & Co., Inc.	06-9361
KANSAS KS 5 06-4104	Betty A. Bernardi v. Merck & Co., Inc.	06-9362
LOUISIANA WESTERN LAW 5 06-854	Mitchell E. Jackson, et al. v. Merck & Co., Inc.	06-9363
MASSACHUSETTS MA 4 06-40192	Frederick J. Grasso v. Merck & Co., Inc.	06-9364
MARYLAND MD 1 06-2294	Charles Stottlemyer, et al. v. Merck & Co., Inc.	06-9365
MICHIGAN EASTERN MIE 2 06-14054	Elizabeth Thompson, et al. v. Merck & Co., Inc.	06-9366
MINNESOTA MN 0 06-3569 MN 0 06-3708 MN 0 06-3720 MN 0 06-3721	Valerie Novak, et al. v. Merck & Co., Inc. Peggy T. Owens, etc. v. Merck & Co., Inc. Bobby Wilson, etc. v. Merck & Co., Inc. James O. Hortman, etc. v. Merck & Co., Inc.	06-9367 06-9368 06-9369 06-9370
MISSOURI EASTERN MOE 4 06-1322	Victor Wright, et al. v. Merck & Co., Inc.	06-9371
MISSISSIPPI NORTHERN MSN 1 06-246 MSN 1 06-248 MSN 3 06-121	Betty Jo Miller, et al. v. Merck & Co., Inc. Joann G. Sansing, et al. v. Merck & Co., Inc. Judy Nabors v. Merck & Co., Inc.	06-9372 06-9373 06-9374
MISSISSIPPI SOUTHERN MSS 2 06-204	Maurice F. Moore v. Merck & Co., Inc.	06-9375
NORTH CAROLINA WESTERN NCW 5 06-113	Joyce W. Yelton v. Merck & Co., Inc.	06-9376
NEBRASKA NE 4 06-3209 NE 4 06-3210 NE 8 06-574 NE 8 06-583 NE 8 06-591	Ivan N. Nord, et al. v. Merck & Co., Inc. Ronald D. Elznic, et al. v. Merck & Co., Inc. Richard Romine, etc. v. Merck & Co., Inc. Carlose Talkington, etc. v. Merck & Co., Inc. Kathleen R. Skiles, etc. v. Merck & Co., Inc.	06-9377 06-9378 06-9379 06-9380 06-9381
NEW JERSEY NJ 1 06-4163 NJ 3 06-4121	County of Santa Clara v. Merck & Co., Inc. James Dunar, et al. v. Merck & Co., Inc.	06-9382 06-9383
NEW YORK SOUTHERN NYS 1 06-6663	Mary Lopez, etc. v. Merck & Co., Inc.	06-9384
NEW YORK WESTERN NYW 6 06-6445	Leann M. Williams v. Merck & Co., Inc.	06-9385

SCHEDULE CTO-66 - TAG-ALONG ACTIONS (MDL-1657)

Page 3 of 4

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>	<u>EDLA SEC. L/3</u>
OHIO NORTHERN		
OHN 1 06-2149	Michelle Collins v. Merck & Co., Inc.	06-9386
OHN 1 06-2163	Juan Candelario, et al. v. Merck & Co., Inc.	06-9387
OHN 1 06-2164	Catherine Miller, et al. v. Merck & Co., Inc.	06-9388
OHN 1 06-2182	Valerie V. Rucker, etc. v. Merck & Co., Inc.	06-9389
OHN 3 06-2160	Norma Bielski v. Merck & Co., Inc.	06-9390
OHIO SOUTHERN		
OHS 1 06-583	Jean Marie Stoner v. Merck & Co., Inc.	06-9391
OHS 2 06-716	Iva L. Charbonneau v. Merck & Co., Inc.	06-9392
OKLAHOMA NORTHERN		
OKN 4 06-451	Elvus J. Farrow, et al. v. Merck & Co., Inc.	06-9393
OKN 4 06-480	Jimmy Moore v. Merck & Co., Inc.	06-9394
OKLAHOMA WESTERN		
OKW 5 06-903	Mary Roy v. Merck & Co., Inc.	06-9395
OKW 5 06-907	Ora Mae Dame v. Merck & Co., Inc.	06-9396
OKW 5 06-908	Kenneth Dare v. Merck & Co., Inc.	06-9397
OKW 5 06-909	Bruce Havens v. Merck & Co., Inc.	06-9398
OKW 5 06-910	Tom Smith, etc. v. Merck & Co., Inc.	06-9399
PENNSYLVANIA EASTERN		
PAE 2 06-3774	Israel Rosa, et al. v. Merck & Co., Inc.	06-9400
PAE 2 06-3835	Armand Coco v. Merck & Co., Inc.	06-9401
PAE 2 06-3870	Attilio Paparazzo, etc. v. Merck & Co., Inc., et al.	06-9402
PAE 2 06-3871	Maricus Willis, et al. v. Merck & Co., Inc., et al.	06-9403
PAE 2 06-3874	Gary L. Davis, et al. v. Merck & Co., Inc., et al.	06-9404
PAE 2 06-3949	Shirley F. Shaw, et al. v. Merck & Co., Inc., et al.	06-9405
PAE 2 06-3950	Elizabeth C. Fortune, et al. v. Merck & Co., et al.	06-9406
PAE 2 06-3951	Yiniva Gomez v. Merck & Co., Inc., et al.	06-9407
PAE 2 06-3965	Joseph B. Moore, et al. v. Merck & Co., Inc.	06-9408
PAE 2 06-3975	Pennie Freet, et al. v. Merck & Co., Inc.	06-9409
PAE 2 06-4124	Joseph Everts, et al. v. Merck & Co., Inc., et al.	06-9410
PENNSYLVANIA WESTERN		
PAW 2 06-1159	Clifford D. Hardt v. Merck & Co., Inc.	06-9411
PAW 2 06-1160	Patricia L. McCarey v. Merck & Co., Inc.	06-9412
PAW 2 06-1161	James R. Richeimer v. Merck & Co., Inc.	06-9413
SOUTH CAROLINA		
SC 7 06-2364	Robert C. Bridges, et al. v. Merck & Co., Inc.	06-9414
TEXAS EASTERN		
TXE 1 06-556	Louie Kee, Jr., et al. v. Merck & Co., Inc.	06-9415
TXE 2 06-360	William H. Hundley, et al. v. Merck & Co., Inc.	06-9416
TXE 2 06-361	Charles Spence, et al. v. Merck & Co., Inc.	06-9417
TXE 2 06-362	Andrew Wilk, et al. v. Merck & Co., Inc.	06-9418
TXE 2 06-363	Danny King, et al. v. Merck & Co., Inc.	06-9419
TXE 2 06-375	Cleatus W. Drinnon, et al. v. Merck & Co., Inc.	06-9420
TEXAS SOUTHERN		
TXS 2 06-399	Celia Garza Garcia, et al. v. Merck & Co., Inc., et al. Vacated 10/12/06	
TXS 7 06-252	Josefa R. Garces, et al. v. Merck & Co., Inc., et al.	06-9421
TXS 7 06-254	Yolanda Munoz, etc. v. Merck & Co., Inc., et al.	06-9422

SCHEDULE CTO-66 - TAG-ALONG ACTIONS (MDL-1657)

Page 4 of 4

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>	EDLA SEC. L/3
TEXAS WESTERN		
TXW 5 06-745	Olga Galvan v. Merck & Co., Inc.	06-9423
WASHINGTON WESTERN		
WAW 2 06-1252	Doris Gibson, et al. v. Merck & Co., Inc.	06-9424
WAW 3 06-5528	Craig S. Hobbs, et al. v. Merck & Co., Inc.	06-9425
WEST VIRGINIA SOUTHERN		
WVS 2 06-676	Steve Rappold v. Merck & Co., Inc.	06-9426
WVS 2 06-677	Warne L. Ferguson v. Merck & Co., Inc.	06-9427
WVS 2 06-678	Roderick Rappold v. Merck & Co., Inc.	06-9428
WVS 2 06-679	Leslie E. Adams, Sr. v. Merck & Co., Inc.	06-9429
WVS 2 06-714	Russell Clayton Clark v. Merck & Co., Inc., et al.	06-9430
WVS 3 06-364	Robert Lee Dolin, etc. v. Merck & Co., Inc.	06-9431
WVS 3 06-365	Robert L. Clark v. Merck & Co., Inc.	06-9432
WVS 3 06-493	David Lee Lester, et al. v. Merck & Co., Inc.	06-9433
WVS 3 06-494	Boyd Leroy Dunn, et al. v. Merck & Co., Inc.	06-9434
WVS 3 06-495	Ardella Adkins v. Merck & Co., Inc.	06-9435
WVS 3 06-680	Jimmy Hardwick v. Merck & Co., Inc.	
WYOMING		
WY 2 06-214	Mary J. Morrison, etc. v. Merck & Co., Inc.	06-9436